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HILL WALLACK LLP

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Attorneys for Defendants,

Cole Layer Trumble Company and Tyler Technologies, Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

BEACH CREEK MARINA, INC.,

Plaintiff,

v.

ROYAL TAX LIEN SERVICES, LLC
d/b/a CRUSADER LIEN SERVICES,
COLE LAYER TRUMBLE COMPANY, and
TYLER TECHNOLOGIES INC.,

Defendants.

CIVIL ACTION NO. 2:09-CV-2649

Document electronically filed

**DEFENDANTS' (COLE LAYER TRUMBLE
COMPANY AND TYLER TECHNOLOGIES
INC.) MOTION TO DISMISS WITH
PREJUDICE PURSUANT TO F.R.C.P.
12(b)(6) IN LIEU OF ANSWER AND
DEMAND FOR JURY TRIAL**

Request for Oral Argument

Motion Return Date: August 17,
2009

To: Ronald T. Nagle, Esq.
Ronald T. Nagle, P.C.
52 South Street
Morristown, New Jersey 07960
Attorneys for Plaintiff, Beach Creek Marina, Inc.

Robin I. London-Zeitz, Esq.
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201 Barclay Pavilion West
Cherry Hill, New Jersey 08034
Attorneys for Defendant, Royal Tax Lien Services, LLC d/b/a
Crusader Lien Services

PLEASE TAKE NOTICE that August 17, 2009 at 9:00 a.m. or as
soon thereafter as counsel may be heard, the undersigned

attorneys for Defendants, Cole Layer Trumble Company and Tyler Technologies, Inc. (collectively "Defendants"), in the above captioned matter, will move before the Honorable Katherine S. Hayden, U.S.D.J., at the United States District Court for the District of New Jersey U.S. Post Office & Courthouse Bldg., Federal Square, Newark, New Jersey 07101, for an Order pursuant to F.R.C.P. 12(b)(6) dismissing Plaintiff's Complaint with Prejudice.

PLEASE TAKE FURTHER NOTICE that Defendants shall rely upon the accompanying brief and certification in support of their motion. A Proposed Order is also attached along with Certification of Service.

PLEASE TAKE FURTHER NOTICE that Defendants hereby request oral argument.

Respectfully submitted,

HILL WALLACK LLP
Attorneys for Defendants,
Cole Layer Trumble Company
and Tyler Technologies Inc.

Dated: July 24, 2009

By: /s/ Maeve E. Cannon

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DEMAND FOR JURY TRIAL

Answering Defendants demand a trial by jury on all issues.

HILL WALLACK LLP
Attorneys for Defendants,
Cole Layer Trumble Company
and Tyler Technologies Inc.

Dated: July 24, 2009

By: s/ Maeve E. Cannon

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INITIAL CERTIFICATION

Maeve E. Cannon, Esq., of full age, duly certifies as follows:

1. The matter in controversy is not the subject of any other action pending in any court, or of any pending arbitration or administrative proceeding.

2. There is no other action or proceeding contemplated with regard to the subject matter of this suit.

3. To my knowledge, no other party should be joined in this action.

HILL WALLACK LLP
Attorneys for Defendants,
Cole Layer Trumble Company
and Tyler Technologies Inc.

Dated: July 24, 2009

By: s/ Maeve E. Cannon

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